

FORM PTO-1390 (REV 10-94)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				00-497
INTERNATIONAL APPLICATION NO. PCT/CH99/00115		INTERNATIONAL FILING DATE March 16, 1999		U.S. APPLICATION NO. (if known) 376,711.5 <b>09/623268</b>
TITLE OF INVENTION DENTAL CROWNS AND/OR DENTAL BRIDGES		PRIORITY DATE CLAIMED March 17, 1998		
APPLICANT(S) FOR DO/EO/US Frank Filser et al.				
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:				
<ol style="list-style-type: none"><li>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</li><li>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</li><li>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</li><li>4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li><li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li><li>b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau.</li><li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</li></ol></li><li>6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</li><li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li><li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li><li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li><li>d. <input type="checkbox"/> have not been made and will not be made.</li></ol></li><li>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li><li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li><li>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li></ol>				
Items 11. to 16. below concern document(s) or information included:				
11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.				
12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.				
13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.				
14. <input type="checkbox"/> A substitute specification.				
15. <input type="checkbox"/> A change of power of attorney and/or address letter.				
16. <input type="checkbox"/> Other items or information:				

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page 1 of 2

(January 1995)

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on August 30, 2000

(Date of Deposit)  
Rachel Piscitelli

Name and Reg. No. of Attorney

*Rachel Piscitelli*  
Signature  
August 30, 2000  
Date of Signature

US

534 Rec'd PCT/PTO 30 AUG2000

Annex US.II, page 2

PCT Applicant's Guide - Volume II - National Chapter - US

U.S. APPLICATION NO. <b>09/623268</b>		INTERNATIONAL APPLICATION NO. PCT/CH99/00115	ATTORNEY'S DOCKET NUMBER 00-497
17. <input checked="" type="checkbox"/> The following fees are submitted:			CALCULATIONS PTO USE ONLY
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO..... \$840.00			
International preliminary examination fee paid to USPTO (37 CFR 1.482) ..... \$660.00			
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).. \$730.00			
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$980.00			
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$92.00			
ENTER APPROPRIATE BASIC FEE AMOUNT =			\$ 840.00
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).			\$
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	15 -20 =		X \$18
Independent claims	1 -3 =		X \$78
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$
TOTAL OF ABOVE CALCULATIONS =			\$ 840.00
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).			\$
SUBTOTAL =			\$ 840.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			+ \$
TOTAL NATIONAL FEE =			\$ 840.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +			\$ 40.00
TOTAL FEES ENCLOSED =			\$ 880.00
			Amount to be: refunded \$ charged \$
a. <input checked="" type="checkbox"/> A check in the amount of \$ 880.00 to cover the above fees is enclosed.			
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.			
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-0184. A duplicate copy of this sheet is enclosed.			
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.			
SEND ALL CORRESPONDENCE TO:			
GREGORY P. LAPOINTE BACHMAN & LAPOINTE, P.C. 900 CHAPEL ST., SUITE 1201 NEW HAVEN, CT 06510-2802			
SIGNATURE Gregory P. LaPointe NAME 28,395 REGISTRATION NUMBER			

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The PTO did not receive the following  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Frank Filser et al.                      Docket No.: 00-497  
Serial No.:    Examiner :  
Filed :    Art Unit :  
PCT No. : PCT/CH99/00115  
IFD : March 16, 1999  
For : DENTAL CROWNS AND/OR DENTAL BRIDGES

Suite 1201  
900 Chapel Street  
New Haven, CT 06510-2802

PRELIMINARY AMENDMENT

Hon. Commissioner of Patents & Trademarks  
United States Patent & Trademark Office  
Washington, D.C. 20231

Dear Sir:

In the above-identified application for United States patent,  
please amend as follows.

IN THE CLAIMS

Please amend the claims as follows.

Claim 4, line 1, delete "any of claims 1 to 3," and insert  
therefor --claim 1,--.

Claim 5, line 1, delete "any of claims 1 to 4," and insert  
therefor --claim 1,--.

Claim 6, line 1, delete "any of claims 1 to 5," and insert  
therefor --claim 1,--.

Claim 7, line 1, delete "any of claims 1 to 6," and insert  
therefor --claim 1,--.

Claim 8, line 1, delete "any of claims 1 to 7," and insert

therefor --claim 1,--.

Claim 10, line 1, delete "any of claims 1 to 9," and insert therefor --claim 1,--.

Claim 11, line 1, delete "any of claims 1 to 10," and insert therefor --claim 1,--.

Claim 12, line 1, delete "any of claims 1 to 11," and insert therefor --claim 1,--.

Claim 14, line 1, delete "any of claims 1 to 13," and insert therefor --claim 1,--.

#### IN THE ABSTRACT

Please add the following paragraph as a separate page.

#### --ABSTRACT

The invention relates to a method and a blank for producing artificial dental crowns and/or dental bridges which can fit on at least one prepared stump. The three-dimensional outer and inner surfaces of a positive model of the base frame for the dental crowns and/or for the dental bridges are scanned and digitized. The determined data is linearly expanded around a factor (f), said factor exactly compensating the sinter shrinkage, in all spatial directions. The data is also transmitted to the control electronics of at least one processing machine for processing the blank made of porous ceramic, and the appropriate tool paths are derived therefrom. Material which is temporally decoupled from the digitization is removed from the blank by means of control commands for the tools. Said material is removed until an enlarged finished form of the positive model is produced. This enlarged base frame is tightly

sintered to the base frame with direct final measures. Finally, the base frame is individualized by enameling with a coating material made of porcelain or plastic. An information code which is provided for the enlargement factor (f) and which can be detected by a mechanical or human sense organ is placed on the ceramic blank, the packaging thereof, a label or on an instruction leaflet.--

#### REMARKS

Amendments have been made to the claims to remove the multiple dependencies in order to conform with U.S. practice. An early action on the merits is respectfully requested.

If any fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-

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on August 30, 2000

(Date of Deposit)  
Rachel Piscitelli

(Name and Reg. No. of Attorney)  
Rachel Piscitelli  
August 30, 2000  
(Date of Signature)

Respectfully submitted,

Frank Filser et al.

By

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Telephone - (203) 777-6628

Date: August 30, 2000

Express Mail No.:  
EL398544784US

## Tooth Crowns and/or Tooth Bridges

The invention relates to a process for production of an artificial tooth substitute which can be fitted on at least one preprepared dental stump, where taking into account the shrinkage, on the basis of a model, a fully ceramic skeletal structure of biologically compatible material is calculated, produced from a blank by material removal, dense-sintered and a coating material applied for individualisation. The invention also concerns a blank of porous ceramic for performance of the process.

Numerous methods are known for production of synthetic tooth crowns and/or tooth bridges. In principle after the dental preparation, a mould of the dental stump or stumps, the tooth environment and the jaw is produced. Manually by plaster moulding, a positive model of the situation of the mouth can be produced on which a skeletal structure of wax or plastic is modelled with professional skill. When conventional techniques are used, with known processes such as the lost-wax process, 1:1 copying milling or grinding, a model of the skeletal structure can be produced in metal and over-baked with porcelain. As well as the high rejection risk in baking on the porcelain, aesthetic compromises, in particular on the cervical margin, must be made and X-ray based diagnostic processes to monitor the crowned tooth can no longer be used. So-called dental ceramic porcelains used in other processes, because of their poor mechanical properties, although suitable for tooth crowns with low loading, are not suitable for tooth bridges.

EP, B1 0389461 discloses a process for production of an artificial onlay tooth crown for fitting in a prepared tooth cavity. The process is based on a mould or negative form of the situation in the patient's mouth. Onlay tooth crowns are milled out by copy-milling, enlarged, from a green or presintered ceramic blank, and then dense-sintered. The onlay tooth crown according to EP, B1 0389461 is in

principle a different product from a tooth crown and tooth bridge as the dental indication is different. Onlay tooth crowns are fitted in tooth cavities and are always formed convex with regard to geometric shape. Tooth crowns, also  
5 with bridges, are fitted to a dental stump and have the form of a cap. This gives fine run-out margins which are technologically difficult to handle. One essential feature of copy milling according to EP, B1 0389461 is the contemporaneity of scanning and transferring the scanning  
10 movement to a machining tool. Essentially this corresponds to the working method of a pantograph which has for a long time been used for linear drawing enlargements. The area of application of EP, B1 0389461 is therefore restricted to exclusively convex formed tooth substitute products such as  
15 for example inlays, onlay tooth crowns and facings.

EP, A2 580565 describes artificial tooth restoration with powder metallurgical production processes of a ceramic, dense, high-strength skeletal structure which is coated with  
20 dental porcelain. The shape of the tooth preparation is recorded optically or mechanically in the mouth or on a tooth model. The cavities, i.e. the inner surface, and their local relation to each other are produced, enlarged, from another material e.g. plastic using a computer-controlled  
25 milling machine. The cavities of the skeletal structure are produced in a powder metallurgical process with this form, i.e. by pressing powder over a reproduced enlarged dental stump. The outer surface of the skeletal structure is also structured by pressing. The process for production of the  
30 skeletal structure thus differs in principle from production from a blank by material removal.

The inventors have faced the task of creating a process of the type specified initially which allows the production of  
35 fully ceramic tooth crowns and/or tooth bridges with a skeletal structure of dense-sintered, high strength ceramic for fitting and adhesive and/or retentive fixing on natural or artificial dental stumps. The process allows the

production of tooth crowns and/or bridges with occlusal and cavital surface of materials which shrink on sintering, which have a perfect fit even with a filigree form, i.e. require no further work. Furthermore, a blank of oxide ceramic material is provided which allows a simple precise performance of the process.

The task in relation to the process is solved according to the invention in that the three-dimensional outer and inner surface of a positive model of the skeletal structure for tooth crowns and/or tooth bridges are scanned and digitised, the data enlarged linearly in all directions by an enlargement factor  $f$  compensating precisely for the sinter shrinkage, transferred to the control electronics of at least one processing machine for machining the blank of porous ceramic and suitable tool paths derived from this, temporally decoupled from digitisation, by means of control commands for tools, material is removed from a blank until the enlarged design form of a positive model is achieved which is then dense-sintered to the skeletal structure with precise end dimensions, and then individualised by facing with a coating material of porcelain or plastic. Special and further design forms of the process according to the invention are the subject of dependent claims.

Starting from a dental preparation of the dental stump, a mould is made which gives a negative model of the situation in the patient's mouth, in particular the surface of the dental stump or stumps, the approximal surfaces of the neighbouring teeth and the counter-bite. Proceeding from this moulding, a positive model is produced, usually from plaster. On the positive model of the situation is applied a spacer lacquer which takes into account a gap between the surface of the skeletal structure produced on the basis of the model and the dental stump. Then on the said positive model of the situation in the patient's mouth can be produced a model for the skeletal structure of wax or plastic. This procedure is known and is used in dental



technical practice for production of metal skeletal structures for tooth crowns and/or bridges.

5 The process according to the invention follows this known preliminary stage and digitises completely the outer and inner surface of the skeletal structure model or the surface on the positive model. A positive model reflecting incompletely the situation in the patient's mouth is preferably supplemented with regard to the three-dimensional  
10 outer and inner surface by computer technology, which is important in particular in the area of bridge elements of tooth bridges. The result of the digitisation and any computer technology supplement is a digital description of the complete surface of the skeletal structure. Digitisation  
15 can take place mechanically or optically. Processes for digitisation in the mouth of a patient on a prepared dental stump or a model are known for example from US, A 418312 (mechanical) and EP, B1 0054785 (optical). The essential disadvantage of the known mechanical digitisation lies in  
20 fixing of the mechanical scanning device to the patient, the secure handling of the device in the narrow mouth cavity is problematical. With optical digitisation devices it is necessary to coat the dental stump with powder because of its translucent properties in order to prevent inaccuracies  
25 due to partial and uncontrolled penetration of light into the dental stump to be measured. The application of a powder coating, however, simultaneously increases the inaccuracy by application of a mostly uneven powder depth on the dental stump.

30 In the process according to the invention the skeletal structure model is clamped with clamping pins. The clamped skeletal structure model is suitably rotated in stages. A rotation by  $180^{\circ}$  allows a complete digitisation of the  
35 occlusally and cavally accessible surfaces of the skeletal structure model. The optimum working positions are determined in advance and controlled by turning the shaft.

The dimensions of the surface of the skeletal structure model are enlarged linearly in all directions to compensate for shrinkage on sintering. The enlargement factor  $f$  is derived from the relative density  $\rho_R$  of the preproduced blank and the achievable relative density  $\rho_S$  after sintering according to equation 1

$$f = \sqrt[3]{\frac{\rho_S}{\rho_R}} \quad (1)$$

10

From the data from the enlarged surface are generated the control commands for the machine with which the enlarged skeletal structure is produced completely and enlarged from the blank. Compared with the enlarged surface of the skeletal structure model, no machining allowance is required so that on subsequent sinter shrinkage the precise end dimensions are achieved directly, whereby retouching in the dense-sintered state is avoided.

20

Temporally decoupled from digitisation, a blank of porous ceramic can now be formed by material removal for the enlarged skeletal structure. For this the blank can be clamped for example between two shafts of the processing machine. The rotatably mounted blank is machined following a suitable derived tool path. The processing can take place mechanically, for example by means of the production processes milling or grinding with one or more tools, and/or optically with one or more beams, for example by laser beams. The machining can take place in one or more processing stages, for example first rough machining and then final machining of the surfaces accessible by the tool. To change from occlusal to cavital machining, a position change of the partly machined blank may be required. The shafts holding the blank can be rotated by programmed control in steps and/or continuously, with a total of a half, a full or several rotations, including reverse rotations.

35

The material is preferably removed from a blank using milling tools with geometrically determined cuts at rotation speeds in the range from preferably 10,000 to 50,000 rpm, an  
5 infeed of preferably >0.5 mm, in particular 1 - 15 mm, and an advance speed of preferably >3 cm/sec, in particular 3.5 - 10 cm/sec.

The production of the skeletal structure, enlarged in  
10 relation to the positive model, from the material of the blank is completed by distal or mesial separation of the skeletal structure from the rest of the blank. At the separating points a slight manual retouching known as polishing may be required.

15 The finished machined enlarged skeletal structure is dense-sintered. Depending on the material used and powder morphology, the temperatures normally vary in the range from 11,000 to 16,000°C. So a density from 90 to 100% of the  
20 theoretically possible density, preferably a density from 96 to 100% of the theoretically possible density, in particular more than 99% of the theoretically achievable density can be achieved. During sintering the skeletal structure shrinks linearly without further deformation or distortion. This  
25 allows sinter baking without the sinter stump also contracting. The shrinkage S is calculated according to equation (1) from the relative density of the blank  $\rho_R$  before sintering and the achievable relative density  $\rho_S$  after sintering:

30

$$s = 3 \sqrt[3]{\frac{\rho_R}{\rho_S}} - 1 \quad (2)$$

35 After sintering, the shrunken ceramic skeletal structure is given a coating of porcelain or plastic in a conventional bake-on process at temperatures of 700 to 1100°C. One or more layers of porcelain or plastic can be applied. Thus the

tooth crown or tooth bridge is given an individual appearance. The tooth crown or tooth bridge is then attached to the prepared dental stump by cement where conventional cementing materials and preparation procedures are used.

5

The advantages of the process according to the invention can be summarised as follows:

- 10 - High quality and precisely dimensioned, dense-sintered fully ceramic tooth crowns and/or bridges can be produced in a low cost, simple and safe process. Homogeneous blanks are essential for safe and simple production process.
- 15 - The individualised tooth crowns and/or tooth bridges to fit on prepared dental stumps resist the high loads in the side tooth area and also fulfil the aesthetic requirements of the patient in the front tooth area. In particular in the case of tooth bridges, the aim is
- 20 high separation i.e. with a gracile form between the bridge elements, a structure at least comparable to metal ceramic tooth bridges can be achieved, which is required by dentists for aesthetic, hygienic and phonetic reasons.

25

With regard to the blank of porous ceramic, the task is solved according to the invention in that on the blank itself, its packing, an attachment label or a packing leaflet, an identification code legible by machine or with

30 human sensory organs can be applied, which contains data for individual input of the compensating enlargement factor f.

Porous blanks of ceramic for the production of skeletal structures for tooth crowns and/or bridges can be made of

35 various metal compositions, in particular from at least one metal oxide powder of the group consisting of  $\text{Al}_2\text{O}_3$ ,  $\text{TiO}_2$ ,  $\text{MgO}$ ,  $\text{Y}_2\text{O}_3$  and zircon oxide mixed crystal  $\text{Zr}_{1-x}\text{Me}_x\text{O}_2 - (\frac{4n}{2})_x$  where Me is a metal present in oxide form

as 2-, 3- or 4-valent cation ( $n = 2, 3, 4$  and  $0 \leq x \leq 1$ ) and stabilises the tetragonal and/or cubic phase of the zircon oxide. Further details of the material composition of the blanks arise from the dependent process claims 11 to 13. The  
5 blanks can also undergo thermal pretreatment which is explained in more detail in the dependent process claims 6 to 12.

In each of the process stages for production of a blank,  
10 tolerances apply e.g. temperature profile and temperature fluctuations during the thermal pretreatment of a blank.

The enlargement factor  $f$  (equation 1) for production of the skeletal structure from blanks is normally not a constant  
15 for the reasons given. Even if the blanks are made from one and the same material and are produced on the same production equipment with the same process, the enlargement factor  $f$  is not constant. According to the invention the flexibility in the material and the production tolerances  
20 can be achieved as the individual enlargement factor  $f$  for each blank is determined and delivered together with each blank. This is preferably achieved in that the data for the enlargement factor  $f$  is applied to be detectable optically, electromagnetically or mechanically-tactile on a blank  
25 itself, its packing, an attachment label or a packing leaflet.

According to the simplest variant, the data for the manufacture of tooth crowns and/or bridges is legible by eye  
30 and can be analysed directly or by way of an auxiliary programme for production of an enlarged design form of a positive model for a skeletal structure.

Preferably however, an identification system, known in  
35 itself, is used with which the data for the enlargement factor  $f$  can be read and automatically converted into control commands for tools.

### Design Examples

A skeletal structure for a tooth bridge for adaptation to a dental preparation is made of tetragonal stabilised ZrO<sub>2</sub> powder which contains 5.1 w.% Y<sub>2</sub>O<sub>3</sub> and slight impurities, totalling less than 0.05 w.%, of Al<sub>2</sub>O<sub>3</sub>, SiO<sub>2</sub>, Fe<sub>2</sub>O<sub>3</sub> and Na<sub>2</sub>O. The primary particle size is submicron at around 0.3  $\mu$ m. The blanks are pressed isostatically at around 300 MPa and in green state the outer material layer of less than 2 mm thickness is removed by turning. After pre-processing, the diameter is 22 mm and the height 47 mm. The density is determined as 3.185 g/cm<sup>3</sup>. The machined blank is presintered for around 120 min at approximately 850°C. After burning out the binding agents, the relative density is 3.089 g/cm<sup>3</sup> determined after presintering.

A mould of the situation in a patient's mouth is produced with silicon mass, in particular a negative mould of the prepared dental stump is produced with the preparation edge and approximal surfaces of the adjacent teeth. A positive form is produced by moulding in a plaster mass. To create a cement gap, the two prepared dental stumps are evenly coated on the surface with spacer lacquer and the forming surface thus structured. The skeletal structure of wax is modelled positively onto this positive form of the situation in the patient's mouth.

The wax model of the skeletal structure is clamped between two shafts and then in a serpentine manner first the occlusally accessible surface and then, after rotation of the wax model by 180°, the cavally accessible surface is digitised mechanically. The result is a digital description of the complete surface of the skeletal structure.

The digital description is extended linearly by the enlargement factor  $f = 1.2512$  calculated in formula (1) and from this are generated the control commands for the processing machine, taking into account the processing tools

used for rough and final machining of the skeletal structure, which commands are then transferred to the processing machine. The end milling tools with round face have a diameter of 3 mm for rough machining and a diameter of 1.5 mm for fine machining. The partly machined blank clamped between two shafts is rotated through  $180^\circ$  so that the surface of the skeletal structure can be produced completely and enlarged from the blank. Then the skeletal structure is separated from the remaining blank, the separating points on the skeletal structure is smoothed by grinding, and the skeletal structure carefully cleaned of powder residue.

The enlarged skeletal structure of  $ZrO_2$  with  $Y_2O_3$  is then sintered at around  $1500^\circ C$ . After sintering a relative density of  $6.050 \text{ g/cm}^3$  is determined which corresponds practically to 100% of the maximum achievable density. The skeletal structure shrunken by 20.07% on sintering can be fitted to the positive model of the situation in the patient's mouth without further retouching.

The skeletal structure is then individualised by baking on layers of porcelain at temperatures between  $700$  and  $1100^\circ C$  and affixed adhesively in the mouth of the patient with phosphate cement.

Using the design examples shown in the drawing which are the subject of dependent patent claims, the invention is explained in more detail. Diagrammatically these show:

- Fig. 1 a longitudinal section through a natural dental stump with an artificial tooth crown,
- Fig. 2 an enlarged detail of area A according to Fig. 1,
- Fig. 3 a longitudinal section through two tooth stumps with a three-part tooth bridge,
- Fig. 4 an occlusal view of the skeletal structure of a tooth bridge,

- Fig. 5 a cavital view of the skeletal structure of a tooth bridge,
- Fig. 6 the clamping situation of a skeletal structure model for digitisation,
- 5 - Fig. 7 the clamping situation for an unmachined blank,
- Fig. 8 the clamping situation before separation of a produced blank, and
- Fig. 9 the clamping situation for digitising a skeletal structure model of a tooth crown.

10

A dental stump 10 shown in Fig. 1 has a pulpa 12 for a nerve, not shown. This dental stump is natural and vital, in other design forms the dental stump 10 can be structured natural and non-vital or artificially on an implant. The  
15 dental stump 10 has no undercut.

On the dental stump 10 is cemented a skeletal structure 14 of dense-sintered ceramic material. This skeletal structure 14 has in the direction of an enamel 18 a fine run-out  
20 margin 16 which is essentially more difficult to produce and filigree than a known onlay tooth crown with exclusively convex surfaces. The outer surface 20 of the skeletal structure 14 runs convex and can be machined occlusally, which corresponds largely to the state of the art. The  
25 concave inner surface 22 of the skeletal structure 14 is machined cavittally which, in particular in view of the fine run-out margin 16, is extremely difficult. With the present invention this problem can be solved with the use of fully ceramic material.

30

To form an artificial tooth crown, coating material 24 is applied to the skeletal structure 14 until the original natural tooth form is reproduced. The skeletal structure 14 is individualised with coating material 20, i.e. faced with  
35 porcelain or plastic.

In the enlarged area A according to Fig. 2 it is clear that further layers are formed on both sides of the skeletal



structure 14 of dense-sintered ceramic. In the direction of the dentine 11 is a cement layer 26 for adhesive fixing of the skeletal structure 14 to the dental stump 10. The coating material 24 is shown only as a relatively thin layer, this layer can be essentially thicker and be structured with shaping outer surfaces 42 and thus form a tooth crown 28.

The surface 30 of the natural dental stump 10 is formed by the dental preparation. The surface 30 runs to the preparation edge 32 on which lies the fine run-out margin 16 of the skeletal structure 14.

A dental stump 10 drawn on the left in Fig. 3 largely corresponds to that in Fig. 1. A non-vital dental stump 10 drawn on the right in Fig. 3 has a lower residue of dentine 11 on which is placed an artificial dental stump 34 anchored by way of a pin 36 in the lifeless pulpa 12. On both dental stumps 10 is adhesively affixed a three-part tooth bridge 38 with a cement layer 26 (Fig. 2). This tooth bridge 38 comprises two tooth crowns 28 and a bridge element 40 which serves as a substitute for lost tooth substance. Another three-part skeletal structure 14 of high strength dense-sintered ceramic is individualised by facing with coating material 24 of porcelain or plastic. This coating material has an outer surface 42 which corresponds as far as possible to that of the original natural teeth 10.

According to a design form not shown, a tooth bridge 38 can have more than two supporting dental stumps 10 and/or several bridge elements 40. As already stated, the supporting dental stumps 10 can also be implants with artificial dental stumps.

In the occlusal view in Fig. 4, a three-part skeletal structure 14 is shown with the outer convex surface 20, in Fig. 5 a cavital view of this skeletal structure 14 of a tooth bridge with the inner concave surface 22.

Fig. 6 shows two co-axial synchronously driven shafts 44 each narrowing at the end into a clamping pin 45. Clamped therein is a three-part skeletal structure model 46 of a tooth bridge 38 (Fig. 3) in occlusal view. The shafts 44 with the end clamping pins 45 are displaceable axially and rotatable synchronously through a preset angle. After digitisation of the occlusal side of the skeletal structure model 46, the shafts 44 are rotated through 180° and the cavital side is also digitised.

Fig. 7 shows a blank 48 of pressed ceramic powder clamped rotatably between two shafts 44. Directly on the blank 48 is applied a machine-legible information code C with data for the enlargement factor f, in the present case an electromagnetically or optically legible barcode. The information code C serves for example as identification.

For production of the blank 48, powder or colloids are processed into green blanks by way of known methods of ceramic forming. Known processes for production of ceramic green bodies are described for example in WO 94/02429 and 94/24064. For production technology reasons, geometrically simple structures such as cylinders or cubes are preferred for blanks.

Before preliminary processing, the blank 48 can be subjected to heat treatment. This is preferably carried out at temperatures in the range from 50 to 200°C, in particular to 150°C, for a duration of preferably 2 to 20 hours, in particular 2 to 6 hours. Immediately afterwards the blank 48 can be processed further with material removal to give the enlarged skeletal structure 14.

The outer layer 50 in particular is removed if the blank 48 is produced by way of pressing, casting or injection processes, in order to remove any existing density gradients in the outer material shell. Further conventional production

processes for blanks 48 are cold isostatic pressing, uniaxial pressing, slip casting, diecasting, injection moulding, extruding, rolling and DCC (direct coagulation casting).

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Before further processing into the enlarged skeletal structure 14, the blank 48 can undergo presintering which is preferably carried out for between 0.5 and 6 hours at a temperature of at least 450°C, in particular in a temperature range from 600 to 1200°C.

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The blanks are in practice usually made of a metal oxide powder of the group consisting of  $\text{Al}_2\text{O}_3$ ,  $\text{TiO}_2$ ,  $\text{MgO}$ ,  $\text{Y}_2\text{O}_3$  and zircon oxide mixed crystal  $\text{Zr}_{1-x}\text{Me}_x\text{O}_2 - (\frac{4n}{2})_x$  where Me is a metal which is present in oxide form as a bi-, tri- or tetravalent cation and stabilises the tetragonal and/or cubic phase of the zircon oxide. In the formula for the zircon oxide mixed crystal  $n = 2, 3$  or  $4$  and  $0 \leq x \leq 1$ .

15

In a special design form, the metal oxide powder is mixed with an organic binding agent, preferably from at least one of the classes polyvinyl alcohols (PVA), polyacrylic acids (PAA), celluloses, polyethyleneglucols and/or thermoplastics. Suitably the proportion of binding agent lies in the range from 0.1 to 45 vol%, preferably in the range from 0.1 to 5 vol%.

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Fig. 8 shows in occlusal view the clamping situation after processing, but before separation of the enlarged skeletal structure 14 from the remaining residue 52 of blank 48.

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Fig. 9 shows in cavital view the clamping situation for digitisation of a skeletal structure model 47 for a tooth crown.

## CLAIMS

1. Process for production of an artificial tooth substitute (28, 38) which can be fitted on at least one prepared dental stump (10), where taking into account the shrinkage, on the basis of a model, a fully ceramic skeletal structure of biologically compatible material is calculated, produced from a blank by material removal, dense-sintered and a coating material (24) applied for individualisation, characterised in that the three-dimensional outer and inner surfaces (20, 22) of a positive model (46, 47) of the skeletal structure (14) for tooth crowns (28) and/or tooth bridges (38) are scanned and digitised, the data enlarged linearly in all directions by a enlargement factor f compensating precisely for the sinter shrinkage, transferred to the control electronics of at least one processing machine for processing the blank (48) of porous ceramic and suitable tool paths are derived from this, temporally decoupled from digitisation, by means of control commands for tools, material is removed from a blank (48) until the enlarged design form of a positive model (46, 47) is achieved which is then dense-sintered to the skeletal structure (14) with precise end dimensions, and then individualised by facing with a coating material (24) of porcelain or plastic.
2. Process according to claim 1, characterised in that a positive model incompletely reflecting the situation in the patient's mouth (46, 47), is supplemented by computer technology in relation to the three-dimensional outer and/or inner surface (20, 22), in particular in the area of the bridge elements (40) of tooth bridges (38).

3. Process according to claim 1 or 2, characterised in that the enlargement factor (f) of the positive model (46, 47) of a skeletal structure (46) is established on the basis of the material composition and powder properties, preferably according to the formula

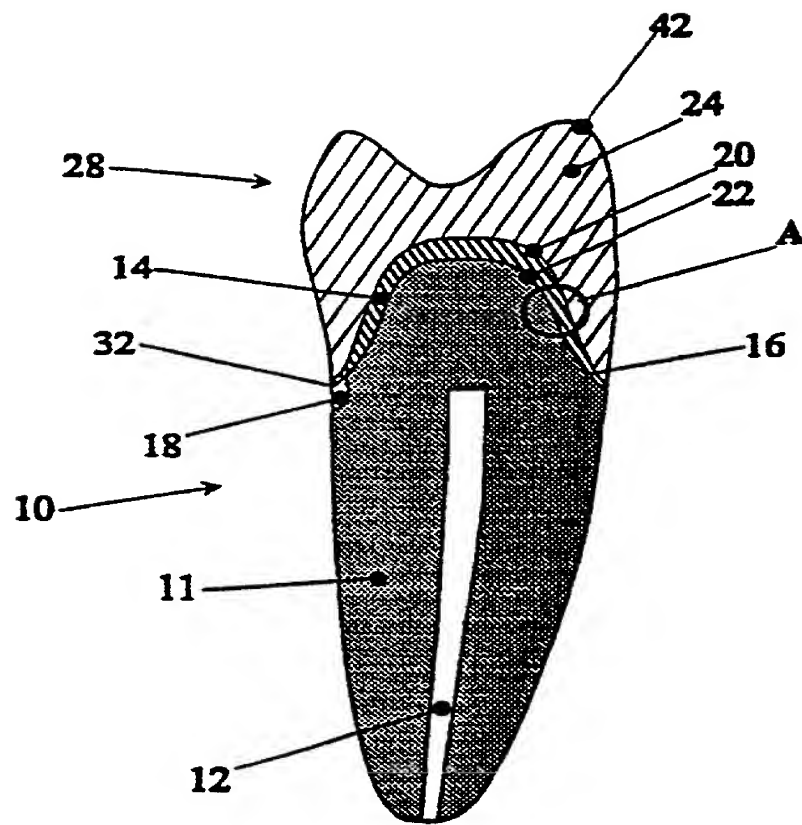
$$f = \sqrt[3]{\frac{\rho_S}{\rho_R}}$$

where  $\rho_R$  is the relative density of the preproduced blank and  $\rho_S$  the relative density achievable after sintering.

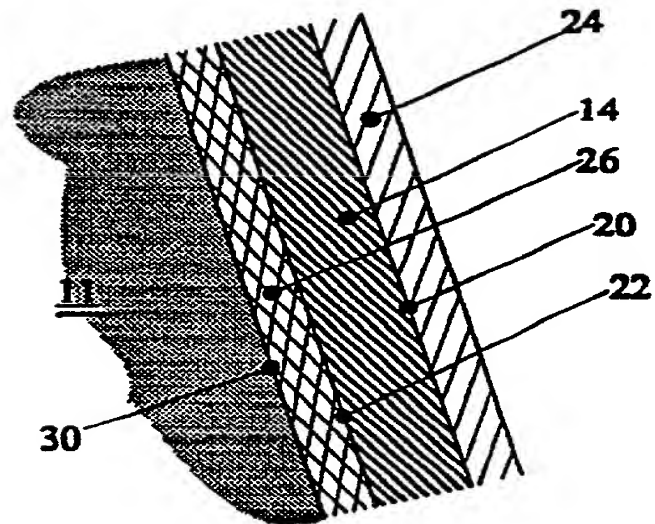
4. Process according to any of claims 1 to 3, characterised in that the tooth crowns (28) and/or tooth bridges (38) are formed with fine run-out margins (16).
5. Process according to any of claims 1 to 4, characterised in that the machined enlarged skeletal structure (14) is sintered to a density  $\rho_S$  of 90 to 100% of the theoretically possible density, preferably a density  $\rho_S$  from 96 to 100% of the theoretically possible density, in particular to a density  $\rho_S$  of over 99% of the theoretically possible density.
6. Process according to any of claims 1 to 5, characterised in that a green or presintered blank (48) of pressed fine ceramic powder is used, where presintering preferably takes place only after removal of the outer material layer (50).
7. Process according to any of claims 1 to 6, characterised in that the blank (48) is processed mechanically and/or optically, where preferably first a rough machining and then a final machining take place.

8. Process according to any of claims 1 to 7, characterised in that the blank (48) is subjected before pretreatment to a heat treatment at temperatures in the range from 50 to 200°C, preferably from 90 to 150°C, for a duration of 2 to 20 hours, preferably from 2 to 6 hours.
9. Process according to claim 8, characterised in that the blank (48) after heat treatment is processed further with material removal into the enlarged skeletal structure (14).
10. Process according to any of claims 1 to 9, characterised in that the blank (48), before further processing into the enlarged skeletal structure (14), undergoes presintering for 0.5 to 6 hours at a temperature of at least 450°C, preferably in the range from 600 to 1200°C.
11. Process according to any of claims 1 to 10, characterised in that a blank (48) of at least one of the metal oxide powders of the group consisting of  $\text{Al}_2\text{O}_3$ ,  $\text{TiO}_2$ ,  $\text{MgO}$ ,  $\text{Y}_2\text{O}_3$  and zircon oxide mixed crystal  $\text{Zr}_{1-x}\text{Me}_x\text{O}_2-(\frac{4n}{2})_x$  is used, where Me is a metal which is present in the oxide form as a bi-, tri- or tetravalent cation ( $n = 2, 3, 4$  and  $0 \leq x \leq 1$ ) and stabilises the tetragonal and/or cubic phase of the zircon oxide.
12. Process according to any of claims 1 to 11, characterised in that metal oxide powder with an organic bonding agent is used, preferably from at least one of the classes polyvinyl alcohols (PVA), polyacrylic acids (PAA), celluloses, polyethyleneglucols and/or thermoplastics.

13. Process according to claim 12, characterised in that the proportion of binding agent lies in the range from 0.1 to 45 vol%, preferably in the range 0.1 to 5 vol%.
14. Blank (48) of porous ceramic for performance of the process according to any of claims 1 to 13, characterised in that on the blank (48) itself, its packing, an attachment label or a packing leaflet, is applied an information code (C) legible by machine or with human sensory organs, with data for individual input of the compensating enlargement factor (f).
15. Blank (48) according to claim 14, characterised in that the applied identification code (C) is detectable optically, electromagnetically or mechanically-tactile.



**Fig.1**



**Fig.2**



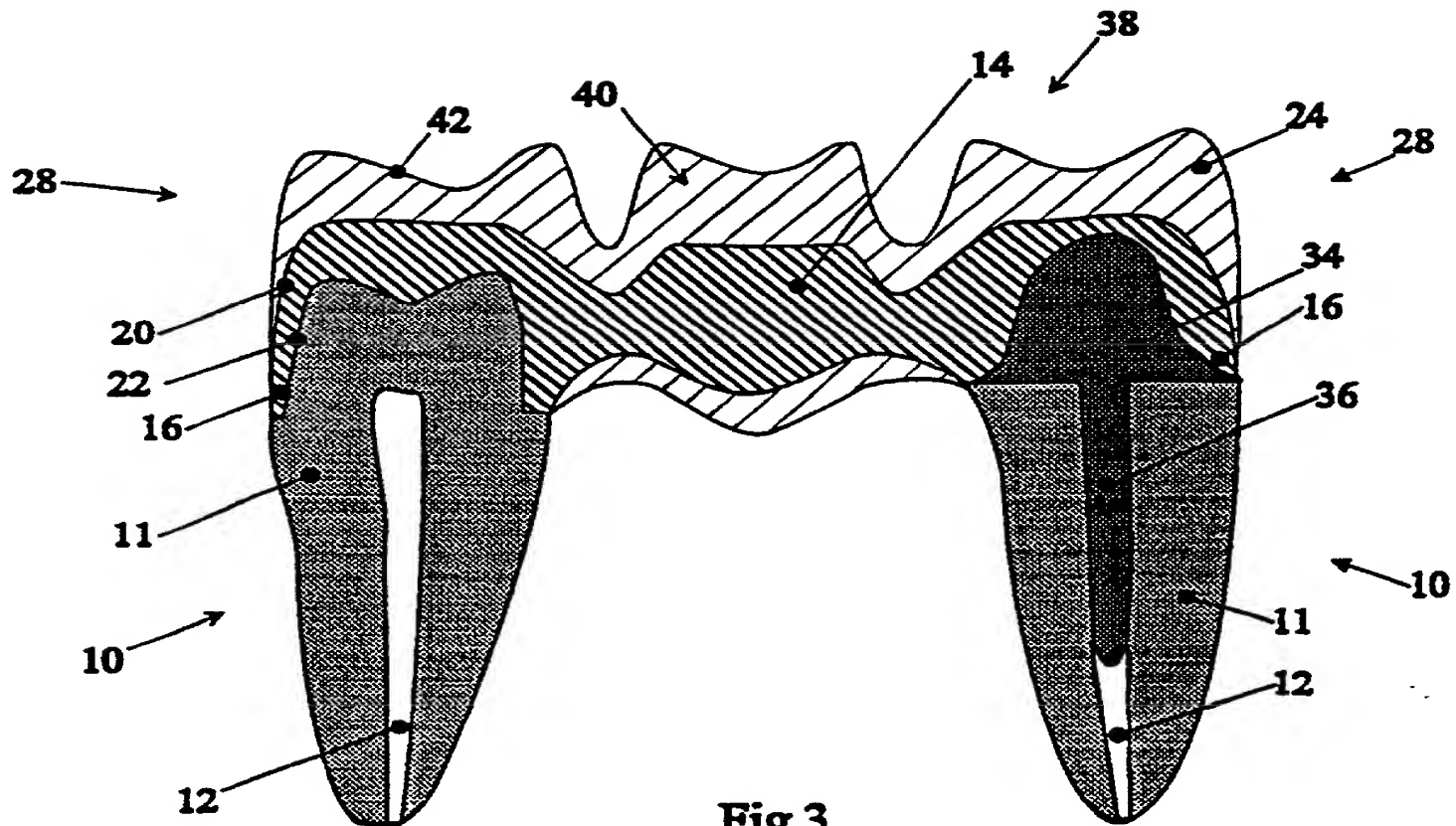


Fig.3

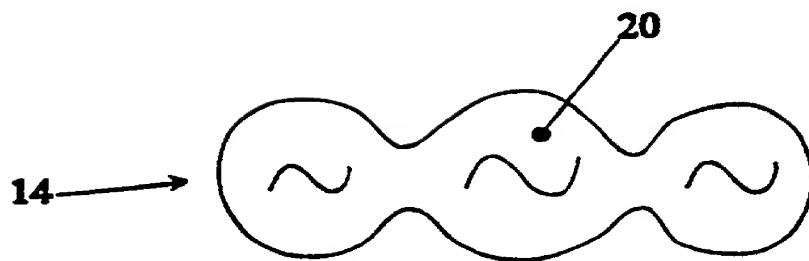


Fig.4

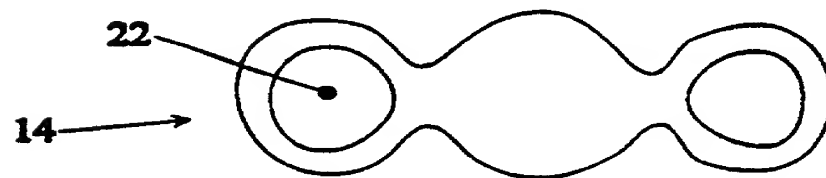


Fig.5

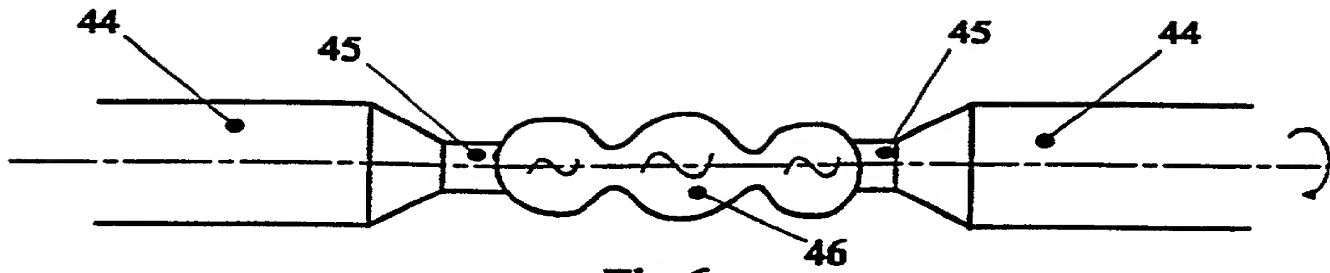


Fig. 6

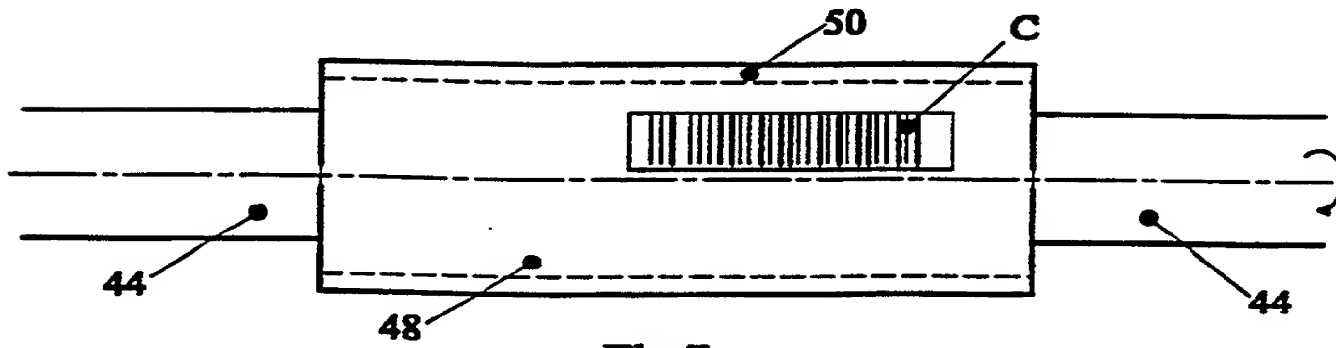


Fig. 7

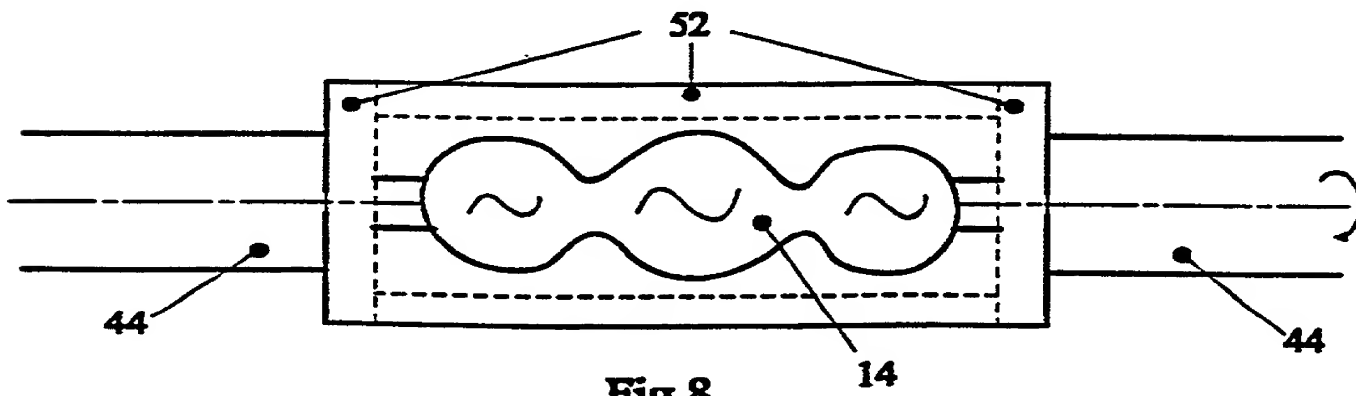


Fig. 8

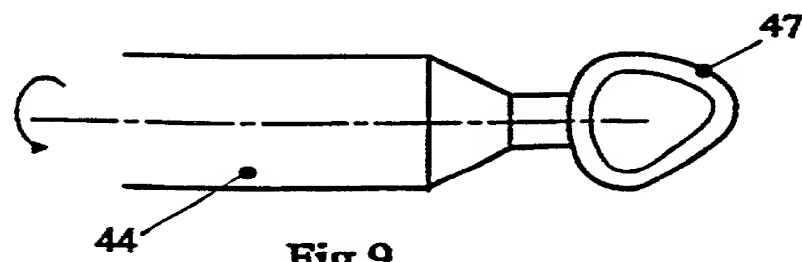


Fig. 9

**PATENT**Attorney's Docket No. 00-497

**COMBINED DECLARATION AND POWER OF ATTORNEY**  
 (ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
 CONTINUATION OR CIP)

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type: (check one applicable item below)

- ☐ original  
☐ design  
☐ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do not check next item; check appropriate one of last three items.

- ☒ national stage of PCT

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR CIP.

- ☐ divisional  
☐ continuation  
☐ continuation-in-part (CIP)

**INVENTORSHIP IDENTIFICATION**

WARNING: If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**DENTAL CROWNS AND/OR DENTAL BRIDGES**SPECIFICATION IDENTIFICATION**

the specification of which: (complete (a), (b) or (c))

- (a) ☒ is attached hereto.  
 (b) ☐ was filed on \_\_\_\_\_ as ☐ Serial No. 0 / \_\_\_\_\_  
 or ☐ Express Mail No., as Serial No. not yet known \_\_\_\_\_  
 and was amended on \_\_\_\_\_ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

- (c) ☒ was described and claimed in PCT International Application No. PCT/CH99/00115 filed on March 16, 1999 and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

(Declaration and Power of Attorney [1-1]—page 1 of 5)

## ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information

- ☒ which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56

(also check the following items, if desired)

- ☒ and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent, and

- ☒ In compliance with this duty there is attached an information disclosure statement in accordance with 37 CFR 1.98.

### PRIORITY CLAIM (35 U.S.C. § 119)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

- (d) ☐ no such applications have been filed.  
(e) ☒ such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

#### A. PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
Europe	98810230.7	17 March 1998	<input checked="" type="checkbox"/> YES NO <input type="checkbox"/>
Europe	98811131.6	12 November 1998	<input checked="" type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>

(Declaration and Power of Attorney [1-1]—page 2 of 5)

CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGE(S) WHICH  
FORM A PART OF THIS DECLARATION

- ☐ Signature for third and subsequent joint inventors. Number of pages added \_\_\_\_\_

\* \* \*

- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added \_\_\_\_\_

\* \* \*

- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added \_\_\_\_\_

\* \* \*

- ☐ Added page for signature by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time (37 CFR 1.47).

\* \* \*

- ☐ Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application.

☐ Number of pages added \_\_\_\_\_

\* \* \*

- ☐ Authorization of attorney(s) to accept and follow instructions from representative.

\* \* \*

(If no further pages form a part of this Declaration, then end this Declaration with this page and check the following item:)

(X) This declaration ends with this page.

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

**NOTE:** If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete **ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION** for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. § 120.

**POWER OF ATTORNEY**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

Robert H. Bachman (19,374) all members of the firm  
Gregory P. LaPointe (28,395) Bachman & LaPointe, P.C.  
Barry L. Kelmachter (29,999)  
George A. Coury (34,309)

(check the following item, if applicable)

- ☐ Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

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**DIRECT TELEPHONE CALLS TO:  
(Name and telephone number)**

Gregory P. LaPointe  
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**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

# SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name as it should appear on the filing receipt and all other documents.

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(MIDDLE INITIAL OR NAME)

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